



RECEIVED *GM 1645*  
JUN 24 2002 *Box Seq #9*  
TECH CENTER 1600/2900

In Re the Application of:

Alexander Michael Chagovetz

Serial No. 09/886,313

Filed: June 21, 2001

Atty. File No.: 46641-01010

For: "METHODS FOR REAL-TIME  
DETECTION AND QUANTIFICATION OF  
NUCLEIC ACID SEQUENCES USING  
FLUORESCENT PRIMERS"

Assistant Commissioner for Patents  
Box Sequence, P.O. Box 2327  
Arlington, VA 22202

Group Art Unit: 1645

Examiner: Unknown

RESPONSE TO NOTICE TO COMPLY WITH  
REQUIREMENTS FOR PATENT  
APPLICATIONS CONTAINING NUCLEOTIDE  
SEQUENCE AND/OR AMINO ACID  
SEQUENCE DISCLOSURES  
(37 C.F.R. §1.53(d))

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING  
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS  
FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO THE  
ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C.  
20231 ON 6/11/02

HOLME ROBERTS & OWEN LLP

BY: Rebecca L. Wilson

Dear Sir:

In response to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures dated April 22, 2002, in connection with the above-identified application, enclosed herewith please find a replacement computer disk with the sequential listing. The content of the sequence listing information recorded in the *replacement* computer readable form is identical to the *originally* submitted computer disc sequence listing. Applicant hereby submits that no new matter has been entered.

Enclosed is a copy of the Notice to Comply with Requirements for Patent applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures. Applicant believes that no fees are due.

Respectfully submitted,  
HOLME ROBERTS & OWEN LLP

By: Susan D. Campbell  
Susan D. Campbell, Esq.  
Registration No. 43,529  
90 South Cascade Avenue, Suite 1300  
Colorado Springs, CO 80903  
(719) 473-3800

Date: 6/11/02



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT       | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------------|------------------------|
| 09/886,313         | 06/21/2001          | Alexander Michael Chagovetz | 46641-01010            |

Susan D. Campbell, Esq.  
Holme Roberts & Owen, LLP  
Suite 4500  
1700 Lincoln  
Denver, CO 80203



CONFIRMATION NO. 5607

FORMALITIES LETTER

RECEIVED



OC000000007920715\*

JUN 24 2002

TECH CENTER 1600/2900

Date Mailed: 04/22/2002

### NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d). Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE